

News Briefs

CONFINED TO HOME

Friends will be sorry to hear that J. C. Veness, Dominion Forest Service Official of this city, is confined to his home with a severe cold.

CONDITION UNCHANGED

The condition of little Connie McCormick, 12 year old daughter of Mr. and Mrs. Harold McCormick, Queen Street, who is seriously ill at the Victoria Public Hospital, is reported as about the same as yesterday.

TO WOODSTOCK FOR ELECTION

R. Lee MacCutcheon, District Indian Agent, left for Woodstock this morning where he will conduct an election at the Woodstock Indian Reserve for the chief of the reservation. He is expected to return to the city this afternoon.

Many Mourn Passing Mrs. Louisa Jane Morris

Many friends will regret to learn of the sudden passing of Mrs. Louisa Jane Morris, widow of the late Rev. Henry Budd Morris, which occurred this morning at her home, 650 Brunswick Street. Mrs. Morris had been in ill health for the past few months but had not been confined to her bed.

The late Mrs. Morris, who was in her 84th year, had been a resident of this city for the past 35 years, and in that time by her kind and genial manner had formed a great circle of loving friends. She was born in Wellington and Mrs. Merrithew. Her husband was well known in this city and in other parts of the province, having served in many different Anglican churches.

The deceased was a great lover of art, her husband being a water-colour artist of some note. She possessed a valuable collection of these paintings of different scenes in the province. One of her prized possessions was a chair which had formerly been owned by Bishop Medley, the first Bishop of Fredericton diocese, which had been presented to her husband's grandfather, a friend and neighbor of the Bishop while he resided in Cornwall, England. This and other valuable articles are to be given to the Historical Society.

Rev. Henry Morris brother Col. Wm. Morris went to the Northwest in the rebellion of 1855 and became one of the early Commanders of the R.C.M.P.

The late Mrs. Morris is survived by one sister, Mrs. Frank Swim and a niece Miss Greta Ebbot of Doaktown, and two nephews, William K. Swim, Doaktown, and Cecil Merrithew, of Wareham, Mass.

The funeral will take place Monday afternoon with prayers at her home at 2:40 p.m. followed by service at Christchurch Cathedral at 3 o'clock. Very Rev. Dean W. H. Moorhead will conduct the service and interment will be made at St. John's churchyard Nashwaaksis.

Basketball League Formed Last Night At Meeting In "Y"

Two basketball leagues were formed at the meeting which was held in the Community "Y" last evening, and plans laid for organized basketball here this winter. A governing body was set up, four teams entered for the junior league and three for the intermediate, and the date for the first games of the schedule decided. It is expected that all seven teams will join the New Brunswick Basketball Association, it was stated by Ralph Albrant, secretary of the "Y" this morning.

The intermediate league will not start to function until shortly after Christmas because of the examinations at the University of New Brunswick starting shortly. The Junior league will open hostilities next Thursday, December 2, when the P. N. S. team plays the Pond's Secretarial School team in the Brunswick Street Church Gym, and the "H. Y." team of the High School plays the F. H. S. team in the High School. The intermediate league will be composed of three teams, U. N. B., The Aberdeens, and another team which formerly functioned under the name "Terraplanes."

S. C. M. APPEALS TO CITIZENS TO HELP MINTO CHILDREN

The S.C.M. has issued an appeal to the citizens of Fredericton and vicinity on behalf of the children of Minto who are in desperate need. Everything will be acceptable in the way of food and clothing. Adult clothing is also needed. It is not a case of whether the public approves or disapproves of the strike the fact

MAY ASK R. C. M. P. SINCE FINNEGAN, AND IF PERRY DID ALL THEY COULD DO, CRASH WAS INEVITABLE, SAYS HUGHES

Result Of Two More Breaks Sometime Last Night

Crime Wave

No Arrests Made In Recent Series Of Robberies

Two more nocturnal breaks were added to the series which have periodically taken place in the city, when the hardware store of E. M. Young and Griffiths' Magazine Store on York Street were forcibly entered sometime between 10:30 o'clock last night and 8 o'clock this morning.

As far as is known nothing of great value was taken out of either establishment. A checkup in the E. M. Young Limited store failed to disclose anything noticeably missing, although some small articles may have been taken. In the other store about \$3 worth of coppers which were left in the cash drawer were taken but it is not known whether other goods were taken or not.

Some kind of a pry-bar was used to force the entry in both places it was indicated by marks on the door and window casings of the stores.

In the Griffiths establishment a storm door was pried open and an attempt made to force the second door which was securely bolted. This having apparently failed a large sheet of glass in the door was removed by prying off a wooden moulding, and the entry made in this fashion.

To gain access to the doors the culprits used a small board door to climb over a picket fence between the rear of the Mazzuca building and a brick building running parallel to the street. No attempt was apparent on the Mazzuca store, three doors lying between the burglars and the interior of the store, and the only rear window being barred with an iron grille.

To enter the other store a small window leading into the private office of Mr. Young was forced, also apparently with a bar of some kind. Two families living over the store are understood to have heard no noises of the breaking.

As usual no arrests have been made in either case as yet. City police are investigating.

These breaks following on the steps of two others which took place a couple of weeks ago on Queen Street and which followed several other breaks into local houses is causing concern amongst citizens. It is understood that there is talk of a City Vigilance Committee which may be formed and that an application may be made to give citizens power to organize to protect life and property. In this connection there is (Continued on Page Five)

AUDIENCE ACCLAIMS PRESENTATION OF THREE ONE-ACT PLAYS BY U. N. B. DRAMATIC SOCIETY LAST EVENING

Preternatural "A Night at an Inn" Proves Most Popular; Splendid Character Personations By Miss R. Feeney, Miss D. Haines, and L. Simms

Playing before an almost capacity crowd at the Prov. Normal School last night, the best attendance in years, the University of New Brunswick Dramatic Society presented three one-act plays, also the best in years. The student cast and student directors did an excellent job on all three productions, but the one which brought thunderous applause from the audience was "A Night at an Inn," by Lord Dunsany, co-starring Leslie Simms and Arthur Nauss. It was directed by Miss Norma Linton.

The other pieces attempted were "They Lied Like Gentlemen," a pleasing little comedy from the pen of Mina Lewis, directed by John Ferris, and "Good Blood, Bad Blood," a completely but enchantingly unrealistic murder mystery. The director was Hugh Brennan. The University Quartet of Messrs. Herbert Belding,

Municipality Not Liable For Torts of Servants Committed In Course Of Duty, Submits City Solicitor in Defense Argument in Action

"The case falls distinctly within the term 'inevitable accident,'" stated Peter J. Hughes, K. C., city solicitor, in summing up the arguments of the defense in the \$36,000 suit of Mrs. Margaret L. Perry vs. the City of Fredericton, before Mr. Justice C. D. Richards in the York County Circuit Court this morning. "There was nothing Finnegan could do that he did not do. If Prof. Perry did all that he could do, then it was an inevitable accident."

"A municipality cannot be held liable for damages for negligent use or non-use of fire department equipment. No action shall lie against the city for the misconduct of its servants in the course of their duty," he pointed out, quoting McQuillan on "Municipal Corporations."

Both Mr. Hughes and C. F. Inches, K.C. (Saint John) addressed the court this morning in presenting the arguments for the defense. Mr. Inches dealt mainly with the facts of the accident and the evidence heard, while Mr. Hughes confined his remarks mainly to the liability of municipalities for torts and the interpretation of the various statutes and city by-laws referred to by both sides earlier in the action. Defense arguments occupied most of the morning, a start being made on the arguments for the plaintiff, presented by W. J. West, shortly before noon adjournment.

The action arises out of the death of S. C. Perry, associate professor of geology and mineralogy at the University of New Brunswick, as a result of injuries received when his car was struck by a Fredericton Fire Department truck Nov. 17, 1936, at the intersection of Brunswick and Westmorland streets.

In opening the argument for the defense, C. F. Inches, K.C., stated that Prof. Perry on the morning of the accident left his home for the University with the intention of stopping at the home of W. J. West on the way. Prof. Perry was in a hurry, he said, the evidence showing that his car was travelling from 20 to 25 miles per hour. He belittled the evidence of eye-witness Omar Bird, 15, saying that it was merely recollections ten months after the accident. Mr. Inches explained the swerving of the fire truck, testified to by young Bird, by saying that it was necessary to avoid striking vehicles parked on Westmorland street. He called to the attention of the Court the testimony of John Forrester, who said that the fire truck was going at a speed of 25 m.p.h. while on King street.

Youth Could Not Judge Peter Finnegan, driver of the fire truck, had testified that the vehicle was in second gear at the time of the crash, counsel submitted. An expert, he said, could not judge the (Continued on Page Four)

STANLEY FAIR, HELD IN 1851, GREAT SUCCESS

Tribute Paid to Men and Women of That Period

Councillor T. A. Best, the efficient secretary of the Stanley Agricultural Society, has discovered a report of the Secretary of the York County Agricultural Society giving an account of the annual meeting of the society which took place in Fredericton on the 10th of January, 1851. The late Hon. John A. Beckwith, who was secretary treasurer, gives an excellent account of the meeting. The officers elected that year were Honorary President Sir Edmund Head, Lieutenant Governor; President of the Central Society, James A. MacLaughlin; President Western District, Curtis Bartlett; Vice-President, William Watts, Sr.; Committee, Edward Simonds, T. R. Barker and John H. Reid.

The list of the members contains the names of many old timers which have since passed away. Some of the descendants of these are still in Fredericton. Amongst the names were T. L. Simmons, S. W. Babbitt, Hon. L. A. Wilnot, Thomas Segee, Hon. John R. Partlow, Samuel Fleming, John Gregory, Robert Fulton, Matthew Brannen and Richard Dunn, all of whom have descendants in Fredericton at the present time. The report gives interesting accounts of parish shows which were held at Douglas, Stanley, Queensboro, Southampton, Dumfries, Prince William and Kingsclear.

The reports show that the Stanley Fair was thriving in 1851. At that time D. L. Wigan, R. Hayne, Henry Rodgers, J. Douglas, and William Bustin were the executive. Amongst the members were Dr. Gem, William Clarkson, D. Brewer, G. Humble, T. Cooper, E. Spears, L. Kelly, J. Reid, C. Kennan, B. Elliott, William Craig, D. Turnbull, James Douglas Jr., Thos. Douglas, P. McManiman, M. McManiman, J. Malone, J. Clarkson, J. McAloon, James Hossack and William and Thomas Pringle, all of whom have descendants at Stanley, many of (Continued on Page Five)

PLAN EXTENSION OF ROAD PLOWING IN WINTER SEASON

Increase Gas Revenue Will Pay for Work Says Premier

Build Snow Fences

Roads Kept Open Depends on Severity Of Season

"Experience acquired in operations conducted during the past two winters demonstrates that motor traffic will make free use of the highways if they are kept clear of snow in winter, and it is the policy of the Government to extend the programme this winter, barring severe snow conditions and provided that increased traffic is sufficient, in all cases, to make the service self-supporting."

Thus, in a general way, Hon. A. A. Dymally, Premier and Minister of Public Works, today set down a plan of campaign to combat the obstruction of snow to winter travel.

"We propose," added the Premier, "to keep open the heavier travelled main trunk highways and important feeders until the first of the year and in a general way to keep as many of the highways as possible open to facilitate Christmas business. Following the New Year it will be necessary to confine operations to those highways which carry the bulk of traffic and, if weather conditions prove unusually severe, it may be necessary to curtail the programme to the lines between the chief commercial centres."

Experiment Successful

"Our programme the last two winters," proceeded the Premier, "was largely in the nature of an experiment. It was our first objective to secure definite and first-hand information regarding the mechanical difficulties involved, and secondly, to discover whether motor traffic would be sufficiently stimulated, as measured by the revenue from gasoline tax, to make the service self-supporting and not a general burden."

"Our experience in the first particular has been generally satisfactory. It is mechanically possible to keep the roads clear unless our winters become more severe than they have been in the recent past."

"As to the stimulation of traffic, our revenue from gasoline tax is indicated quite clearly that the increased use made of snow-free roads yielded additional revenue more than sufficient to maintain the service."

"It is the policy of the Government to be careful and guarded in the extension of this service. The guiding factor must be economy. The service will not be extended beyond the point where it is self-supporting, and may become limited by natural conditions which we cannot anticipate and over which we have no control."

"Modern motor traffic and the ne- (Continued on Page Five)

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